IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL

Original Jurisdiction

Dated: Nainital: the 2nd day of June ,2003

Criminal Misc. Bail Application Number 464of 2003

Order on the bail application

CRIMINAL SIDE

Rakesh Kumar Sharma son of Bhagwati Prasad Sharma, Ex-Secretary, Sadhan Sahkari Samiti Ltd., Giddawali, P.S.Manglore, District Hardwar

…….Applicant(s)

Versus

State of Uttaranchal …… Opposite party.

Arising out of case of- Case crime no.28/122 of 2002
Under sections: 409/467/468 of I.P.C.,
P.S. Manglore,
District Hardwar.

By the Court

Hon'ble Irshad Hussain, J.

Heard learned counsel for the applicant-accused and the learned A.G.A. on this second bail application moved on behalf of the applicant-accused.

The new ground taken is as is available under section 437(6) of the Code of Criminal Procedurel. Notice can be taken of the fact that court of the Magistrate remained vacant for most of the time due to non-availability of the competent office. However, considering the facts and circumstances of the case, the C.J.M., Hardwar is directed to conclude the trial according to law preferably within a period of one month from the date of production of certified copy of this order.

With the above direction, the second bail application is disposed of accordingly.

(Irshad Hussain, J.)

02.06.2003/B.